

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

EUROPEAN COMMUNITY,

Plaintiff,

v.

RJR NABISCO, INC., *et al.*,

Defendants.

00 Civ. 6617 (NGG)

DEPARTMENT OF AMAZONAS, *et al.*,

Plaintiffs,

v.

PHILIP MORRIS COMPANIES INC., *et al.*,

Defendants.

00 Civ. 2881 (NGG)

00 Civ. 3857 (NGG)

00 Civ. 4530 (NGG)

(Consolidated)

NOTICE OF MOTION

PLEASE TAKE NOTICE that, upon the accompanying Memorandum of Law in Support of Defendants' Motion to Disqualify Counsel and Dismiss the Complaint for Prejudicial Ethical Violations by Plaintiff's Attorneys in the European Community Case, and the exhibit attached hereto, the defendants listed below, by their undersigned counsel, will move before the Honorable Nicholas G. Garaufis on a date and at a time to be designated by the Court, in the United States Courthouse, 225 Cadman Plaza East, Brooklyn, NY 11201, for an order disqualifying plaintiff's counsel in the European Community case and dismissing the complaint without prejudice.

Dated: March 27, 2001

Respectfully submitted,

ARNOLD & PORTER

By: /s/ Craig A. Stewart

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– and –

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